

MEMO ENDORSED

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BY MESSENGER

Hon. Kenneth M. Karas
 United States District Judge
 Southern District of New York
 500 Pearl Street, Room 920
 New York, NY 10007-1312

Re: Elektra Entertainment Group Inc. et al v. Barker
 SDNY No. 05 CV 7340 (KMK)
BLH File No. 700000.18402

Dear Judge Karas:

We represent defendant Tenise Barker (incorrectly sued herein as "Denise" Barker) in the above-referenced case brought by the record industry. On October 31, 2005, we sent a letter by messenger pursuant to Your Honor's Individual Motion Practices requesting a pre-motion conference regarding a motion to dismiss that we expect to file (copy enclosed).

We respectfully request that our time to serve and file said motion is extended until either Your Honor holds a pre-motion conference or until Your Honor issues a pre-motion conference scheduling order.

Respectfully yours,

Daniel A. Singer

Defendant Barker's time to answer or otherwise respond to the complaint is extended until December 14, 2005,

the date of the pre-motion conference. The conference will be held at 3:00PM on December 14, 2005.

enclosure

cc: Maryann E. Penney (by messenger)

SO ORDERED

KENNETH M. KARAS U.S.D.J.